

Attorney Docket No. 3177 P 427 (06 000514)



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen Alan Smith et al.

Application No.: 10/622,374

Confirmation No.: 4371

Filed On: July 18, 2003

Examiner: Robin A. Hylton

Art Unit: 3727

For: Reclosable Container Lid

Mail Stop Amendment

Commissioner For Patents

P.O. Box 1450

Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. 1.130

Dear Commissioner:

I, Peter M. Siavelis, represent that I am an attorney of record for this Application. The present owner of the entire interest in this Application is Solo Cup Company (hereinafter referred to as "Owner").

Pursuant to 37 C.F.R. 1.130, Owner seeks to disqualify U.S. Patent Application Publication No. 2006/0000832 to Smith et al. (Application No. 11/211,319), hereinafter the "'319 Application," as prior art on the grounds that: (a) Owner owns the entire interest in both the present Application and the '319 Application; and (b) the first named inventor, Stephen Smith, in the present Application is the first named inventor in the '319 Application.

Similarly, Owner seeks to disqualify U.S. Patent Application Publication No. 2003/0197012 to Smith et al. (Application No. 10/447,085), hereinafter the "'085 Application," as prior art on the grounds that: (a) Owner owns the entire interest in both the present

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Application and the '085 Application; and (b) the first named inventor, Stephen Smith, in the present Application is the first named inventor in the '085 Application.

Respectfully submitted,

Dated: August 21, 2006

By: Peter M. Siavelis

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CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service, with first class postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 21, 2006.

Julie M. Weisenberger

Julie M. Weisenberger/248098